

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR LEE
COUNTY, FLORIDA CRIMINAL ACTION

STATE OF FLORIDA

vs.

CASE NO. 16-CF-17213

DANIEL SPURGEON
_____ /

AFFIDAVIT FOR ISSUANCE OF ORDER TO SHOW CAUSE

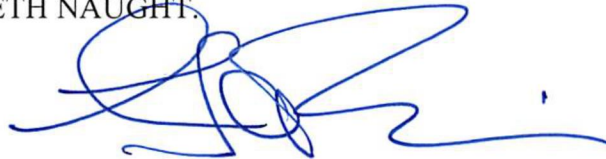
STATE OF FLORIDA]

COUNTY OF LEE]

BEFORE ME, the undersigned authority, personally appeared Aaron J. O'Brien, after
being duly sworn deposes and says as follows:

1. I issued a Subpoena for Deposition directing Brittany Sullivan, who resides in Collier County, Florida, to appear for deposition at Accurate Reporters, LLC located at 5660 Strand Court, Naples, Florida on January 26, 2018 at 10:00 a.m. See Exhibit A.
2. On December 30, 2017 the witness was properly served with the Subpoena for Deposition. See Exhibit B.
3. The witness failed to appear for her deposition on January 26, 2018. See Exhibit C.
4. The witness has never contacted me or my office for any purpose, including rescheduling of the deposition.

FURTHER AFFIANT SAYETH NAUGHT.



Aaron J. O'Brien

Sworn and subscribed before me in the above county and state this 1st day of February, 2018.

Nancy Maloney
NOTARY PUBLIC

Nancy Maloney
Print Name

Personally known ✓ or Produced Identification _____

Type of Identification Produced _____

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND
FOR LEE COUNTY, FLORIDA CRIMINAL ACTION

STATE OF FLORIDA

vs.

CASE NO. 16-CF-17213

DANIEL SPURGEON

SUBPOENA FOR DEPOSITION

THE STATE OF FLORIDA,

Brittany Sullivan
141 Kirtland Drive
Naples, FL 34110

YOU ARE COMMANDED to appear at before a person authorized by law to take depositions, To-wit: **Accurate Reporters, LLC, 560 Strand Court, Naples, FL 34110 on Friday, January 26, 2018 at 10:00 a.m.** for a deposition in this action for the purpose of discovery, for use at trial, or such other purposes as are permitted by law.

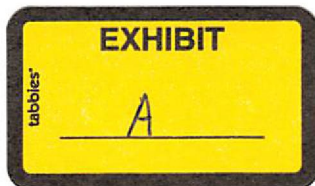
If you fail to appear, you may be in contempt of Court.

You are subpoenaed to appear by the following attorney and unless excused from this subpoena by these attorneys or the Court, you shall respond to this subpoena as directed.

Dated this 21st day of December, 2017.

THE O'BRIEN LAW FIRM
1617 Hendry Street, Suite 316
Fort Myers, Florida 33901
(239) 332-8050
Email: aaron@obrien-law.com

By: /s/ Aaron J. O'Brien
Aaron J. O'Brien
Florida Bar No. 0119660
Attorney for Defendant





JUSTICE INVESTIGATIONS SERVICES, INC.

12730 NEW BRITTANY BLVD.
FORT MYERS, FL 33907
AGENCY LICENSE # A1000146/AA1400005

SUBPOENA RETURN OF SERVICE

On the 30 day of December, 2017, at 2:30 am/pm, I
Robert Supp served/unable to serve Brittany Sullivan a

subpoena by:

(Check One)

- ☐ Personal service (Individual named on subpoena)
- ☐ Parent/Guardian (Circle name) _____ of Minor listed on subpoena
- ☒ Sub Service Michael Sullivan (other than the person named on subpoena)
- ☐ By Serving _____ who is over 16 years of age and who resides with _____ (Person Named on Subpoena).
- ☐ By serving agent at place of employment (name) _____ who holds the employment title: _____
- ☐ Unable to serve after _____ attempts.
- ☐ No longer lives at listed address.
- ☐ Posted at residence after _____ attempts.
- ☐ Certified Mail
- ☐ Other: _____

* SERVED MICHAEL
SULLIVAN, FATHER
OF BRITANY

Signed: _____
Recipient

Date: _____

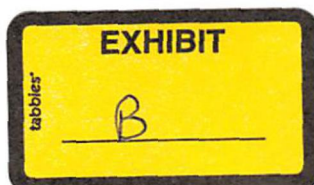
Signed: Robert Supp
JIS Server Signature

Date: 12/30/17

Received: 23rd Day of DEC, 2017

Case No.: _____

Defendant: _____



IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR LEE COUNTY, FLORIDA
CRIMINAL ACTION

STATE OF FLORIDA,

Plaintiff,

-vs-

CASE NO. 16-CF-17213

DANIEL SPURGEON,

Defendant.

CERTIFICATE OF NONAPPEARANCE

I certify that I sat at Accurate Reporters, LLC, in Naples, Florida, on January 26, 2018, at 10 a.m. for the purpose of reporting the deposition of BRITTANY SULLIVAN; that counsel for the plaintiff and defendant were present telephonically; that I remained until 10:15 a.m.; and that the witness did not appear.

Barbara Drescher

Barbara Drescher, FPR

Under penalties of perjury, I declare that I have read the foregoing certificate and that the facts stated in it are true.

Dated this 26th day of January, 2018.

ACCURATE REPORTERS, LLC

